

ORIGINAL

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FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

NOV 30 2020

at 5 o'clock and 00 min. PM
MICHELLE RYNNE, CLERK

No FEE SUBM. Ls

UNITED STATES DISTRICT COURT **No FEES PAID.**
FOR THE DISTRICT OF HAWAII

CV20 00521 LEK KJM

ALICIA NAPUAONALANI HUEU
(Plaintiff)

-) Case No. FC-P 20-1-0106
-)
-) Notice of Removal under:
-) Title 28 USC §1455 Procedure for removal
-) of criminal prosecutions and Title 28
-) USC§1331 Federal question
-)
-)
-)
-)
-) Certificate of service under rule 60(b)
-)

v.

WILLIAM J. K. HAOLE, JR.
(Defendant)

fsc, R.16, O.O., 16P.

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Received By Mail
Date 11/30/2020 jm

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Mailed On
Date 12/1/20
Ls

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NOTICE OF REMOVAL OF CRIMINAL PROSECUTION

UNDER TITLE 28 USC §1455

Pursuant to Title 28 USC §1455 Procedure for removal of criminal prosecutions and Title 28 USC §1331 Federal question arising under the Constitution, Laws or Treaties of the United States such as:

- U.S. Constitutional laws Article 1 §8, Article 6 Clause 2.
- U.S. Federal laws Title 28 USC §1330, §1332, §1391(f), §1441(d), §1602-§1611 Foreign Sovereign Immunities Act, Title 28 USC §509B Human Rights Enforcement Act, Title 18 USC §2441 War Crimes Act and Title 18 USC §1091 Proxmire Act / Genocide
- and ratified Treaties to which the United States is a signatory of 1949 Geneva Conventions Treaty, 1907 Hague Conventions Treaty and Kamehameha III 1850 Treaty of friendship, commerce and navigation.

I, Alicia Napuaonalani Hueu a foreign national, foreign subject and or foreign citizen not belonging to the United States of America hereby files this Notice of Removal of Paternity Judgement in the STATE OF HAWAII FAMILY COURT OF THE SECOND CIRCUIT to the UNITED STATES DISTRICT COURT FOR THE DISTRICT OF HAWAII. In support of this Notice of Removal of criminal prosecution, I Alicia Napuaonalani Hueu, states as follows:

CASE BACKGROUND AND GROUNDS FOR REMOVAL FROM CRIMINAL
PROSECUTION UNDER TITLE 28 USC §1455

1. On or about September 24th, 2020, I Alicia Napuaonalani Hueu a Hawaiian National was discriminated upon for my nationality in the State of Hawaii Family Court of the Second Circuit and ordered a Stipulated Judgement of Paternity in favor of the Petitioner.
2. On 09-15-20 I, Alicia Napuaonalani Hueu made clear to Hawaii State Judge Adrieanne N. Heely on court record that I the accused am a Hawaiian National and not a U.S. Citizen and that the retention of Jurisdiction by STATE OF HAWAII over Hawaiian Nationals do not belong to the United States and is a violation of ratified Treaties and International agreements to which the United States is a signatory of such as the 1949 Geneva Conventions Treaty and Kamehameha III 1850 Treaty of Friendship, Commerce and Navigation under Article 6 Clause 2 and Article 1 §8 of the United States Constitution.
3. True and correct copies of Summons, complaints, motions and pleadings is attached in Exhibit A.
4. This court has original jurisdiction over this matter pursuant to U.S. Federal Law Title 28 USC §1455 and §1331.

5. Venue is proper in this Court because the State Court Action is pending in “HAWAII”.

This court also has original jurisdiction over this matter pursuant to the provisions of Title 28 U.S.C. §1455 (a)Notice of Removal.— A defendant or defendants desiring to remove any criminal prosecution from a State court shall file in the district court of the United States for the district and division within which such prosecution is pending a notice of removal signed pursuant to Rule 11 of the Federal Rules of Civil Procedure and containing a short and plain statement of the grounds for removal, together with a copy of all process, pleadings, and orders served upon such defendant or defendants in such action. Title 28 USC §1455 (b)Requirements.— (1) A notice of removal of a criminal prosecution shall be filed not later than 30 days after the arraignment in the State court, or at any time before trial, whichever is earlier, except that for good cause shown the United States district court may enter an order granting the defendant or defendants leave to file the notice at a later time. As well as pursuant to Title 28 USC §1331 federal question. “The District Courts shall have original jurisdiction of all civil actions arising under the Constitution, Laws, or Treaties of the United States”.

6. This Notice is timely filed, see Title 28 USC §1455(b)(1).

7. A Notice of Filing of Notice of Removal of criminal prosecution to Federal Court (attached as EXHIBIT B) will be filed in the IN THE DISTRICT COURT OF THE SECOND CIRCUIT, “STATE OF HAWAII” State Criminal Court proceedings as soon as this Notice of Removal of criminal prosecution has been filed in this UNITED STATES DISTRICT COURT for HAWAII.

CONCLUSION

Pursuant to the Provisions of U.S. Federal Law Title 28 U.S.C. §1331 and Title 28 USC §1455(a) & (b)(1) this court has Jurisdiction over Plaintiffs’ (Previous Defendants) claims. Defendants (Now Plaintiffs) are therefore entitled to remove this case to this Court pursuant to Title 28 U.S.C. §1455 and §1331.

Wherefore, I Alicia Napuaonalani Hueu a foreign national, subject and or citizen not belonging to the United States humbly prays that the action now pending before Judge Adrienne Heely in the “STATE OF HAWAII, DISTRICT OF THE SECOND CIRCUIT” Case No. FC-P 20-1-0106. be removed to this United States District Court for Hawaii.

TRUE AND CORRECT COPIES

Attached as page 9 is Exhibit A, true and correct copies of pleadings, motions, process, complaint and orders involved in Case No. FC-P 20-1-0106.

CERTIFICATE OF SERVICE UNDER RULE 60(B)

I Alicia Napuaonalani Hueu a foreign national, citizen and or subject not belonging to the UNITED STATES OF AMERICA duly swears under oath to have served a true and correct copy of this Notice of Removal of criminal proceedings in STATE OF HAWAII DISTRICT COURT OF THE SECOND CIRCUIT to the UNITED STATES DISTRICT COURT for Hawaii under U.S. Federal Law Title 28 USC §1455, §1331 and to Attorneys for Plaintiffs Regina Gormley on November 21, 2020 via certified mail Fed Ex or UPS.



Alicia Napuaonalani Hueu

Dated November 21, 2020